

17 AUG 2005

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In re Application of :  
Maciej KORECKI :  
Application No.: 10/521,578 :  
PCT No.: PCT/PL03/00064 :  
Int. Filing Date: 02 July 2003 :  
Priority Date: 05 July 2002 :  
Attorney Docket No.: 122401 :  
For: TEMPERATURE CONTROL SYSTEM :

DECISION ON  
PETITION  
UNDER 37 CFR 1.137(b)

The petition to revive under 37 CFR 1.137(b) filed 18 January 2005 in the above-captioned application is hereby **GRANTED** as follows:

On 02 July 2003, applicant filed international application PCT/PL03/00064, which claimed priority of an earlier Polish application filed 05 July 2002. The application became abandoned as to the national stage in the United States because the basic national fee was not paid to the USPTO prior to the 30 months statutory time period, which expired at midnight on Monday 06 January 2005.

On 18 January 2005, applicant filed the present petition, requesting revival of the international application under the provisions of 37 CFR 1.137(b) along with the appropriate petition fee as required by 37 CFR 1.17(m).

A review of the application papers filed 18 January 2005 reveals that all of the requirements of 37 CFR 1.137(b) for revival have been submitted. Applicant's statement that "the entire delay in filing this U.S. National Stage Application from its due date until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional" meets the requirements under 37 CFR 1.137(b)(3) at the time of filing this petition.

The request to revive the application abandoned under 35 U.S.C. 371(d) is granted as to the National stage in the United States of America.

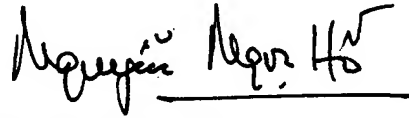
The application is being forwarded to the United States Designated/Elected Office for further processing, including the issuance of a Notification of Missing Requirements (Form

PCT/DO/EO/905) to inform applicant that a declaration in compliance with 37 CFR 1.497 along with the surcharge of \$130.00 for submitting the oath/declaration after 30 months from the priority date must be filed in order to avoid abandonment of the application as to the national stage in the United States.



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